

**Minutes**  
Town of Oshkosh

**Town Board Meeting – October 27, 2008 - 7:00 p.m. – Town Hall**

PRESENT: Chairman Gerald Frey, Supervisor Carol Kaufmann, Supervisor Jim Erdman, Clerk Jeannette Merten and audience of 23.

Chairman Frey called meeting to order at 7:00 p.m.

**MOTION BY ERDMAN, KAUFMANN SECONDED, APPROVE  
MINUTES DATED OCTOBER 13, 2007 AS PRESENTED. MOTION  
CARRIED.**

**Public Participation:**

Pat Purtell, 4504 Island View Dr., wanted to know if anything can be done about a phone ringing all hours of the day and night. A number of neighbors have complained about it and he is speaking on their behalf. The property belongs to Clarence Smith on the end Chesapeake Ct. Chairman Frey said he would give Mr. Smith a call to see what can be done.

Randy Hopper, candidate for State Senate District 18, was in the audience listening to issues concerning people in the Town of Oshkosh. Reason for his run for the Senate is that he is looking for legislative fairness.

**Americans for Prosperity presentation; Jay Verholz.**

Jay Verhuist is an Americans for Prosperity representative speaking to the board and audience about the organization. The organization exists in 26 states and has been around for 10-years. They are interested in the people's concerns dealing with, generally, land use and property rights. They do not deal in social issues. What they have learned is that there are laws that have been in place over one-hundred years that can be enforced. They assist municipalities to insist with getting the county, state and federal levels to coordinate, not to be confused with cooperation.

The resolution presented to the board must be sent to, for instance, the city of Oshkosh and other bordering governing bodies to insist, not request, on coordination and that their presence is required to resolve common issues. Then having the Department of Justice and Attorney General advised about notice, should the bodies refuse to attend a scheduled meeting, they could be penalized.

Require, not request, is the keyword.

This practice has not been practice yet in Wisconsin, but they are in contact with several municipalities, working with them on getting procedures in place to enforce the coordination method.

### **Planning and Zoning:**

#### **Building Inspector report.**

Dave Frank, Town Building Inspector, no new issues to report.

### **Unfinished Business:**

#### **Parking on Shangri-La fire lane.**

Johanna Baxandall, a neighbor of David Smith at 3585 Shangri-La Pt. Rd., said that in her opinion there was enough room for service vehicles to turn around and that Mr. Smith has always been willing to work with the neighborhood regarding his parking situation.

Cynthia and Doug Olson, 3606 Shangri-La Pt. Rd., disagreed with Baxandall and that they are just trying to protect their own private driveway from any damage.

David Smith mentioned that the Olsons ask him to have his kids stop riding their bikes on their property. Smith acted on that request asking the boys not to do this and haven't had a problem since. He tried parking in a different area twice, both times receiving a parking ticket. The violation had to do with parking on an unlit road. Smith already paid both tickets. Smith really doesn't want any problems and explained how he changes things around in the winter so that no cars are parked on the road should a snowplow come through.

Chairman Frey said he would talk to the officer who issued the violation. Board asked to have the discussion continued and to put it on the next agenda. Frey wants to meet with Radtke, who plows snow in that area, at the site and get their perspective on turning around.

### **New Business:**

#### **Sponsor Amendment to County Zoning Ordinance.**

**ERDMAN MADE MOTION, FREY SECONDED, TO SPONSOR AN AMENDMENT TO THE COUNTY ZONING ORDINANCE. ROLL CALL. KAUFMANN, YES; FREY, YES; ERDMAN, YES. MOTION CARRIED.**

Chairman Frey needs a check in the amount of \$765.00 to submit with the amendment application.

**Approve Poll Workers for Nov 4, 2008 Election.**

Poll workers were approved last December and it is for a two year term.

Kaufmann offered to shop for extra task chairs and will provide a lunch for the election workers on Election Day. Thank you Carol!

**Forthcoming Events of public interest:**

**Set date for budget workshop.**

November 10, 2008 at 4:00 p.m. is the schedule budget workshop meeting.

Frey continues to work on the quiet zone situation.

**Correspondence:**

1. WTA annual meeting minutes of Oct 6, 2008.
2. Winnebago Public Health; flood recovery information.
3. WI Dept of Administration; 2008 final population.
4. Winnebago Co Zoning; 2009 Planning & Zoning Schedule.
5. Pat Stevens; border agreements.
6. Winnebago Co Board of Canvass report; Sept 11, 2008.
7. Charter; DTV Guide for Government Officials.
8. Time Warner; iN Demand Networks.
9. Winnebago Co; Co. Stormwater & Erosion Control Ordinance and town compliance with DNR MS4 program.

**MOTION TO PAY BILLS AS PRESENTED BY KAUFMANN, ERDMAN  
SECONDED. MOTION CARRIED.**

**MOTION MADE BY KAUFMANN, SECONDED BY ERDMAN, TO  
ADJOURN. MOTION CARRIED.**

Meeting adjourned at 8:35 p.m.

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Jeannette Merten, Town Clerk  
Town of Oshkosh